

Docket No. 003944.P013X

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE RECEIVED  
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In Re Application of:

JERRY IGGULDEN, ET AL.

Serial No.: 10/757,087

Filed: 01/13/2004

For: **METHOD AND APPARATUS FOR  
SETTING PROGRAMMABLE FEATURES  
OF A MOTOR VEHICLE**

Art Unit: 2643

MAR 24 2005

Examiner: Woo, Stella L.

**TERMINAL DISCLAIMER TO OBLIGATE A  
DOUBLE PATENTING REJECTION OVER PRIOR PATENTS**Mail Stop: Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Petitioner, PointSET Corporation, is the owner of the entire interest in the instant application. Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent Nos. 6,256,378; 6,415,023 and 6,483,906. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior parents are commonly owned. This agreement runs with any patents granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior parents, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in

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GWH/kew

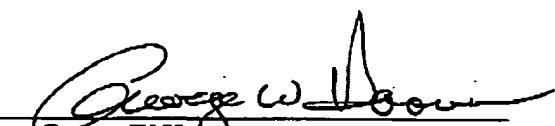
PAGE 13/16 \*RCVD AT 3/24/2005 3:18:04 PM (Eastern Standard Time)\* SVR:USPTO-EFXRF-13\*DNIS:3729306\*CSID:3108205988\*DURATION (mm:ss):03:54

04/20/2005 NLRMENR 003944 022666 65.00  
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whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POINTSET CORPORATION

Dated: March 24, 2005 By: 

George W Hoover  
Blakely, Sokoloff, Taylor & Zafman LLP  
Reg. No. 32,992  
Attorney for PointSET Corporation

Terminal disclaimer fee under 37 CFR 1.20(d) included.  
 PTO suggested wording for terminal disclaimer was:

unchanged;  changed (if changed, an explanation should be supplied).

PATENT APPLICATION FEE DETERMINATION RECORD

Effective October 1, 2003

Application or Docket Number

10757087

CLAIMS AS FILED - PART I

|                                  | (Column 1)    | (Column 2)               |
|----------------------------------|---------------|--------------------------|
| TOTAL CLAIMS                     | 61            |                          |
| FOR                              | NUMBER FILED  | NUMBER EXTRA             |
| TOTAL CHARGEABLE CLAIMS          | 61 minus 20 = | 41                       |
| INDEPENDENT CLAIMS               | 41 minus 3 =  | 38                       |
| MULTIPLE DEPENDENT CLAIM PRESENT |               | <input type="checkbox"/> |

| SMALL ENTITY<br>TYPE | OTHER THAN<br>OR SMALL ENTITY |
|----------------------|-------------------------------|
| RATE                 | Fee                           |
| BASIC FEE            | 385.00                        |
| XS 9=                | 367                           |
| X43=                 | 437                           |
| +145=                |                               |
| TOTAL                | 1097                          |
| OR                   | 770.00                        |
| XS18=                |                               |
| X86=                 |                               |
| +290=                |                               |
| OR TOTAL             |                               |

\* If the difference in column 1 is less than zero, enter "0" in column 2

224.05 CLAIMS AS AMENDED - PART II

|   | (Column 1)                                | (Column 2) | (Column 3)                                  |
|---|---|------------|---|
| AMENDMENT A   | CLAIMS<br>REMAINING<br>AFTER<br>AMENDMENT |            | HIGHEST<br>NUMBER<br>PREVIOUSLY<br>PAID FOR |
| Total   | 32  | Minus      | 61  |
| Independent   | 2   | Minus      | 2   |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/> |   |            |   |

| SMALL ENTITY<br>TYPE | OTHER THAN<br>OR SMALL ENTITY |
|----------------------|-------------------------------|
| RATE                 | ADDI-<br>TIONAL<br>FEE        |
| X\$ 9=               |                               |
| X43=                 |                               |
| +145=                |                               |
| TOTAL<br>ADDIT. FEE  | OR<br>TOTAL<br>ADDIT. FEE     |
| OR                   | X\$18=                        |
| OR                   | X86=                          |
| OR                   | +290=                         |

|   | (Column 1)                                | (Column 2) | (Column 3)                                  |
|---|---|------------|---|
| AMENDMENT B   | CLAIMS<br>REMAINING<br>AFTER<br>AMENDMENT |            | HIGHEST<br>NUMBER<br>PREVIOUSLY<br>PAID FOR |
| Total   | *   | Minus      | **  |
| Independent   | *   | Minus      | ***   |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/> |   |            |   |

| RATE                | ADDI-<br>TIONAL<br>FEE    | RATE   | ADDI-<br>TIONAL<br>FEE |
|---------------------|---------------------------|--------|------------------------|
| X\$ 9=              |                           | X\$18= |                        |
| X43=                |                           | X86=   |                        |
| +145=               |                           | +290=  |                        |
| TOTAL<br>ADDIT. FEE | OR<br>TOTAL<br>ADDIT. FEE | OR     | TOTAL<br>ADDIT. FEE    |

|   | (Column 1)                                | (Column 2) | (Column 3)                                  |
|---|---|------------|---|
| AMENDMENT C   | CLAIMS<br>REMAINING<br>AFTER<br>AMENDMENT |            | HIGHEST<br>NUMBER<br>PREVIOUSLY<br>PAID FOR |
| Total   | *   | Minus      | **  |
| Independent   | *   | Minus      | ***   |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/> |   |            |   |

| RATE                | ADDI-<br>TIONAL<br>FEE    | RATE   | ADDI-<br>TIONAL<br>FEE |
|---------------------|---------------------------|--------|------------------------|
| X\$ 9=              |                           | X\$18= |                        |
| X43=                |                           | X86=   |                        |
| +145=               |                           | +290=  |                        |
| TOTAL<br>ADDIT. FEE | OR<br>TOTAL<br>ADDIT. FEE | OR     | TOTAL<br>ADDIT. FEE    |

- \* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
- \*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".
- \*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.